UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 6/21/24
OMAR MARTINEZ,	: :
Petitioner,	· :
-V-	: 23-cv-1281 (LJL) :
	: <u>ORDER</u>
SUPERINTENDENT MARK T. MILLER,	: :
Respondent.	:
	: X

LEWIS J. LIMAN, United States District Judge:

The Court will hold a hearing on August 7, 2024, at 11:00 AM on the question whether Petitioner delivered his state court 440.10 motion to the prison authorities for mailing on or before March 21, 2022. Petitioner is invited to attend and present testimony and evidence. Respondent also is invited to attend and present evidence. Respondent is directed to prepare and submit to the Court by June 28, 2024, a proposed writ of habeas corpus ad testificandum to secure Petitioner's presence at the hearing.

SO ORDERED.

Dated: June 21, 2024

New York, New York

LEWIS J. LIMAN United States District Judge